

With regard to Plaintiff Robinson, the Motion is GRANTED with regard to his claims


under 42 U.S.C. § 1983, his claims for negligence, gross negligence, negligent infliction of emotional distress, outrageous conduct, and intentional infliction of emotional distress.

Defendant McCormack's Motion for Summary Judgment is DENIED with regard to the claims of Plaintiff Harris under § 1983, his state law claims of assault and battery, and his state law claims of outrageous conduct and intentional infliction of emotional distress.

The Motion is DENIED with regard to Plaintiff Robinson's state law claims of assault and battery.

All other claims not addressed above are DISMISSED.

IT IS SO ORDERED.



E. Clifton Knowles
United States Magistrate Judge